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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Atty Docket No. 104385.140)

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Application of: Bennett et al. Group Art Unit: 1644  
Serial Number: 08/722,659 Examiner: Ewoldt, G.  
Filed: September 27, 1996  
For: USE OF HEPARINASE TO DECREASE INFLAMMATORY RESPONSES

Assistant Commissioner for Patents  
Box RCE  
Washington, D.C. 20231

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CERTIFICATE UNDER 37 C.F.R. 1.8(a)

I hereby certify that this correspondence is being deposited as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Box RCE, United States Patent and Trademark Office, Washington, D.C. 20231 on the date set forth below.

10/1/01 By Dawn S. Giovino  
Date of Signature Dawn S. Giovino

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Sir:

RESPONSE

This is a Response to the Advisory Action mailed September 18, 2001 which is being filed together with a Request for Continued Examination.

Applicants have filed herewith a Petition for Extension of Time under 37 C.F.R. §1.136. Should any additional fees be deemed due for the continued pendency of the above-referenced patent application, the Commissioner is authorized to charge any such fees to our Deposit Account No. 08-0219.

REMARKS

Claims 1-7, 18 and 19 are pending in the application. A copy of the claims as currently pending is attached hereto. Claims 1-7, 18 and 19 remain rejected under 35 USC § 102(e) or (f).

Reconsideration and withdrawal of this rejection to Claims 1-7, 18 and 19 in view of the following remarks is respectfully requested.

Rejection Under 35 USC § 102(e) or (f).


Claims 1-7, 18 and 19 were rejected under 35 USC § 102(e) or (f) over U.S. Patent No. 5,997,863. Applicants refer the Examiner to the Declaration of Inventor (Joseph Zimmermann) under 37 CFR §1.132, mailed August 9, 2001 a copy of which is attached hereto for the Examiner's convenience, which states that the above referenced application was made by the inventors of the instant application. Therefore, the invention claimed in the instant application was not made "by another" and this rejection should be withdrawn.

Summary

Reconsideration of the application, in view of the telephonic interview conducted on July 18, 2001, the Response mailed on August 9, 2001, and the foregoing remarks, is respectfully requested. The application should be in condition for allowance, and such action is respectfully requested. If the Examiner believes that a telephone conversation would expedite prosecution in this Application, the Examiner is invited to telephone the undersigned at (617) 526-6460.

Respectfully submitted,  
HALE AND DORR, LLP

Dated: October 1, 2001

  
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